

UNITED STATE DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

WASHINGTON AND NORTHERN  
IDAHO DISTRICT COUNCIL OF  
LABORERS,

Plaintiff,

v.

POTELCO, INCORPORATED,

Defendant.

NO. C08-1707-JCC

CR 10(g) STIPULATION AND  
ORDER SETTING ASIDE ORDER  
OF DEFAULT AND AMENDING  
ORDER RE INITIAL  
DISCLOSURES, JOINT STATUS  
REPORT AND EARLY  
SETTLEMENT

Defendant Potelco, Incorporated and Plaintiff Washington and Northern Idaho District  
Council of Laborers stipulate as follows:

1. That there is good cause under Fed. R. Civ. P. 55(c) for the January 5, 2009  
Order of Default against defendant to be set aside.

2. That defendant has paid \$3,500 to plaintiff for its cost of preparing its Motion  
for Default and its Motion for Summary Judgment on Liability and Request for Hearing to  
Determine Damages, which motion plaintiff has withdrawn.

3. Since the dates in the Order Regarding Initial Disclosures, Joint Status Report  
and Early Settlement have passed, the following revised schedule is appropriate:

**STIPULATION TO SET ASIDE ORDER OF DEFAULT &  
AMEND ORDER RE INITIAL DISCLOSURES, JOINT  
STATUS REPORT & EARLY SETTLEMENT -- 1**

**HEDEEN & CADITZ, PLLC**  
425 Pike Street, Suite 600  
Seattle, Washington 98101-4078  
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1 Deadline for FRCP 26(f) conference (40 days). . . . . 2/20/09

2 Initial Disclosure Pursuant to FRCP 26(a). . . . . 2/27/09

3 Combined Joint Status Report and Discovery Plan as  
4 Required by FRCP 26(f), and Local Rule CR 16. . . . . 3/06/09

5 DATED this 3<sup>rd</sup> day of February, 2009.

6 HEDEEN & CADITZ, PLLC

7 By /s/  
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11 Attorneys for Defendant

12  
13 SCHWERIN CAMPBELL BARNARD  
14 IGLITZIN & LAVITT LLP

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18 Iglitzin@workerlaw.com

19 Attorneys for Plaintiff

20  
21 **ORDER**

22 Pursuant to the parties' stipulation, the Court's January 5 Order of Default (Dkt. No.  
23 6) is set aside. The parties may comply with the deadlines for Rule 26(f) Conference and  
24 Initial Disclosures as stipulated and are ORDERED to appear for a scheduling conference on  
25 March 10, 2009, at 9:00am.

**STIPULATION TO SET ASIDE ORDER OF DEFAULT &  
AMEND ORDER RE INITIAL DISCLOSURES, JOINT  
STATUS REPORT & EARLY SETTLEMENT -- 2**

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1 DATED this 18th day of February, 2009.

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5 JOHN C. COUGHENOUR  
6 UNITED STATES DISTRICT JUDGE  
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